

MINUTES  
TROUTDALE CITY COUNCIL - REGULAR MEETING  
COUNCIL CHAMBERS  
TROUTDALE CITY HALL  
104 SE KIBLING AVENUE  
TROUTDALE, OR 97060-2099

7:00 P.M. ~ JULY 28, 1992

**ITEM #1. PLEDGE OF ALLEGIANCE, ROLL CALL, AGENDA UPDATE**

Mayor Cox called the meeting to order at 7:00 p.m. Councilor Schmunk was called upon to lead the pledge of allegiance.

City Recorder, Raglione called the roll.

**PRESENT:** Bui, Cox, Fowler, Schmunk, Thalhoffer [7:08], Thompson, Wakeman

**STAFF:** Christian, Collier, Cline, Galloway, Gazewood, Raglione, Jennings

**PRESS:** Web Ruble, Oregonian; Dana , Outlook

**GUESTS:** George Harding, Karen Burger-Kimber, Kris DeSylvia, Sally Wakeman, Brian O'Grady, Lorne Mitchell, David Ripma, Jim & Patty Higgs, David Bantz, Mike Nelson, Jeff Klineman

Mayor Cox asked City Administrator Christian if there were any agenda updates.

Christian stated there was none.

**ITEM #2. CONSENT AGENDA:**

Mayor Cox called this agenda item.

**MOTION:** Councilor Thompson moved to approve the Consent Agenda as written. [2.1: Accept: City Council Minutes - July 14, 1992 Regular Meeting] Councilor Fowler seconded the motion.

YEAS: 5

NAYS: 0

ABSTAINED: 0

Bui - Yea; Fowler - Yea; Schmunk - Yea; Thompson - Yea; Wakeman - Yea

**ITEM #3. PUBLIC COMMENT: Please restrict comments to non-agenda items at this time.**

Mayor Cox called this agenda item. There were none at this time.

**ITEM #4. REQUEST: Wastewater Management Presentation**

Mayor Cox called this agenda item and called for ex parte contact. There were no statements.

Jeff Klineman, 1207 SW 6th Ave., Portland, attorney for Wastewater Management, Inc. Klineman stated that although Council took action to terminate the lease Wastewater Management Inc. was still occupying the property and would continue to do business until this matter was further resolved. This matter was in litigation since the City pursued eviction notice of the property. There was notice of tort claim against the City should the matter not be resolved. There had been bad blood between the City and the operators of Wastewater Management, Inc. Mr. Harding's goal was to deal with those issues and do business with the City as a good neighbor.

Klineman expressed interest in negotiating a new lease. He suggested a fast track study committee review issues and present a new lease to Council for consideration. The committee could consist of 1 or 2 Council members, 1 City staff member, Klineman and a representative from Wastewater Management, Inc.

Klineman reviewed the alleged technical defaults of the lease.

Mayor Cox called for Council questions.

Councilor Thompson stated that Klineman indicated the taxes weren't paid since they might not have a benefit if they paid them in full.

Klineman believed that was at the back of their minds.

Councilor Thompson stated that rationale was of no benefit to the citizenry.

Klineman stated that it wasn't his intent...

Councilor Thompson asked if they remained unpaid at this time?

Klineman, stated yes.

Councilor Wakeman verified that the taxes were owed from back taxes, correct?

Klineman, back and current. However, under lease law there was an extended grace period in the County and wasn't in violation of lease law. They were willing to create a new document thereby satisfying the City.

Councilor Wakeman, asked if it was the intention to not pay the back taxes due to Council not continuing lease?

Klineman couldn't answer. He paid his property taxes and he benefitted from them.

Councilor Thompson stated taxes benefit the general population and not just an individual.

Councilor Schmunk stated they were in default because they weren't in compliance. That gave Council the option to cancel lease.

Klineman disagreed. This was technically in court to get trial date in eviction action. He did state that he disagreed as of that date there was a default. He didn't believe the notice of default was properly given to effect the eviction at this time. He felt the City had waived requirements of the lease at various times. Other actions outlined in the tort claim would be made at a later time.

Councilor Thalhofer asked in what way was the notice of default was improper?

Klineman stated a letter from the City end of May/June gave 30 days if items not completed. June 23, measurably less than 30 days Council took their action. Again reiterated that he didn't wish to be defensive or rude because they would like to work out a new lease agreeable to all parties.

Klineman stated they weren't asking to forego the law suit, just get together to work out and not have lengthy legal claims going back and forth.

Councilor Bui asked if this was appropriate to do in the current process, was it recommended?

Jennings, stated it was sufficient to explore issues. He could advise Council as to their options. However, he didn't wish to speak ethically but would advise client in executive session.

Councilor Fowler asked if this could be resolved in-house rather than a lengthy court case?

Jennings stated it would be Council decision. If a lease was proposed and brought back to Council but there was no guarantee that Council would accept any new lease.

Councilor Fowler wished to give Wastewater Management, Inc. a chance.

Councilor Bui recommended an executive session to discuss legal ramifications and determine whether or not to proceed with a study group or a task force. Due to litigation pending, it was very difficult to do outside of executive session.

Councilor Thalhofer stated he voted no at the time the vote was taken to terminate the lease. He stated it was worthwhile to submit to a negotiating committee to see what could be worked out. If in good faith could be worked out, that was the best idea.

Councilor Thompson had no objection to negotiating a new lease, however, not a continuation of old lease.

Mayor Cox stated he would prefer two Council members.

**MOTION: Councilor Fowler moved to set up a negotiation committee. Councilor Thalhofer seconded the motion.**

Jennings wanted to know what the stakes were before setting up a negotiating committee. August 11 was the next Council meeting date. August 15 would be the deadline date between attorneys.

Councilor Schmunk asked if there would be need for an executive session to set a date to explain legal positions and...

Councilor Fowler stated only to set negotiating committee to determine the facts, then have an executive session to determine whether or not to enter into a new lease.

Jennings wanted to outline the City legal position. If the Committee successfully negotiated a new lease then no there was no need for an executive session. He stated he wasn't sure how to do it logistically in order to get it done by the 8/15 date.

Councilor Bui favored an executive session.

Councilor Thalhofer suggested two councilors; 2 staff persons [1 to be City Attorney]; Wastewater Management representative + 1 other person.

Councilor Bui asked that at least 1 of the Councilors be one that voted against renewing the lease as well as one councilor for the lease.

**MOTION: Councilor Thompson asked to withdraw the motion. Councilor Fowler withdrew his original motion. Councilor Thalhofer withdrew his second.**

**MOTION: Councilor Thalhofer moved to have Council appoint a committee taking one member voting for and one voting against the termination of the lease; 2 staff members [1 technical and 1 administrative [choice by Christian to meet with Wastewater Management, Inc. representative to attempt to negotiate a new lease and report back to City Council on August 11 during an executive session to be at time of docket to discuss. Councilor Fowler seconded the motion.**

**YEAS: 4**

**NAYS: 2 Schmunk; Wakeman**

**ABSTAINED: 0**

Mayor Cox appointed Bruce Thompson [voting yea to terminate lease]; and Paul Thalhofer [voting nay to terminate lease].

**Bui - Yea; Fowler - Yea; Schmunk - Nay; Thalhofer - Yea; Thompson - Yea; Wakeman - Nay**

**ITEM #5a. PUBLIC HEARING/ORDINANCE: An Ordinance amending Comprehensive Land Use Plan and Plan Map [adopted by Ord. #478] removing the RMU [Regional Mixed Use] and adding a new MPMU [Master Planned Mixed Use]**

**Land Use Plan Designation applicable to the Multnomah County Farm Study Area.**

**ITEM #6a. PUBLIC HEARING/ORDINANCE: An Ordinance amending the Comprehensive Land Use Plan Inventory [adopted by Ord. #492] Updating information pertaining to current development on portions of the Multnomah County Farm.**

**ITEM #7a. PUBLIC HEARING/ORDINANCE: AN ORDINANCE AMENDING THE ZONING DISTRICT MAP [ADOPTED BY ORDINANCE NO. 491] FOR OPTIONS OF LAND IN THE MULTNOMAH COUNTY FARM STUDY AREA.**

Mayor Cox called these agenda items and stated that the hearings for 5a, 6a, 7a would be combined in order to take testimony at the same time to avoid confusion. The votes for 5b, 6b, 7b would be taken separately.

**PUBLIC HEARING:**

- .1: Open Public Hearing - 7:45 p.m.
- .2: Declarations, Challenges, Ex Parte Contact - -0-
- .3: Summation by Staff

Cline gave background information, [a complete Multnomah County Farm Study area was included in packet information]. The Regional Mixed Use [RMU] was allowed for a combination of zoning which set parameters and took out of zone change arena and set entirely through city processes. Zoning decisions would be made within the City. The process was completed and submitted to DLCD. During 6/91 the City received notice from DLCD asking for an analysis to prove a mall was viable given the condition that the Winmar project was a reality [two malls within the region]. The Council and Planning Commission held a joint work session to review modifications as to what DLCD would allow. If an additional analysis was necessary a developer would go through to prove viability rather than the City. The City reviewed different alternatives and scenarios. RMU was now proposed to be an MPMU. The basic concept was to tie overall development of property into one scheme. The correctional facility, parcels sold off by County, slope dividing property were all issues for criteria of MPMU.

DLCD supported the MPMU. Increase area of MPMU [not having to be under one specific plan] reduce it to 40 acres on this property; the CAC and Planning Commission reviewed the zoning - including Columbia Park; it acknowledged the Mt. Hood Parkway route K-5/H3; it maintained a large area of commercial to accommodate the McMenamain and Children's Center; and retained R4. CAC recommendations were made and forwarded to the Planning Commission and then to Council. [Refer to maps].

Cline reviewed some of the differences. Drop RMU and any language and add additional language for MPMU. Two modifications between MPMU [does not require everything under one single plan but acknowledge each]; MPMU 40 acres in size rather than 80 under RMU. Second change in map incorporated into map. Inventory identifies parcels to be developed and gives statistical information; and change to zoning map.

Cline stated there was additional information [evidentiary hearing] which had been offered from GSL homes, Mike Nelson [contingent to obtain residential zoning]; circumstantial change - under Periodic Review is open for developer to make desires to be made known with what they intend to do with parcel. Cline stated a letter was before Council which asked that [Mr. Nelson] this be sent back the Planning Commission; also a letter from Wayne George and a third letter from Lani Edwards, LCDC, expressing the same idea. This would allow time in working with the developer and set something unique to area.

Cline stated there were 4 Options: 1] Rejecting proposal and keep current map; 2] approve recommendation from Planning Commission; **[they didn't have this information in letter form]**; 3] approve this evening as recommended; 4] modify and send back to Planning Commission and CAC for additional consideration.

Councilor Fowler stated there had been considerable time spent on the Plan and if the developer was here, why make more hurdles?

Cline stated this was a staff concern since it was already in process of periodic review. If the door is closed, the time clock starts running.

.4: Public Testimony: Proponents - City

.5: City Council Questions

Councilor Bui asked how this related to acreage available for Columbia Park?

Cline stated it didn't, it had been increased substantially.

Councilor Fowler stated R4 and R5 was on easterly boarder and touched existing residential doesn't it?

Cline - R10.

.6: Public Testimony: Opponents

DeSylvia, Kris, 1371 SW McGinnis, Troutdale. Stated she wasn't necessarily opposed to the MPMU but did oppose any delays. She favored Option 1 to approve at later date and stated reasons as: process to rezone 2/4/92 approximately 6 months. If the process began again the savings to the developer were minimal. Forming a starting point to give developer a point of comparison to communicate the developer wants with the needs of the community. If zoning not proceeding, zoning in place doesn't convey what we want developed there. There was no hat guarantee GSL would be the developer of the property; option 3 is a concern since 8/4/92 CAC/PC open to public. Reacting to the letter from Mr. Nelson wouldn't allow for this and painted a picture of fast-tracking can be completed in 30 day timeframe. For a development of that size it wasn't a long time to wait. Communication or lack of surrounding this process. 5/12/92 Christian stated Cline attended a meeting regarding changes approved by the Planning Commission. There were none were made at that time. Staff recommendation included no guidelines by CAC or City Council.

DeSylvia stated there was a need to maintain good communication over this issue since it dealt with a large portion of property within the community. There had been a developer on the sidelines for a long time. The sale had been pending before CAC/PC process began. If question about developer where was he throughout that process as well?

Councilor Thalhoffer asked what was the objection if it was referred back to CAC giving an opportunity to study entire proposal, then Planning Commission and City Council?

DeSylvia stated to set up guidelines of acceptability for comparison of developer to set his sights. There could be more direction and she stated she was concerned it will be rubber stamped; timeline to process fully. Nothing wrong with proceeding - what happens if something happens to developer? The door is open for future change but process not so great that Council should hold up process at this time.

Cline stated staff recommendation was to at least open door to the process.

Councilor Fowler stated he didn't appreciate getting this amount of material to read so quickly and would vote no due to that. He stated he understood DeSylvia's point -- the developer had been working on this for several months without input rather than stop the Plan just for him.

Karen Burger-Kimber, 1675 SW Cherry Park Rd., Troutdale. - Proponent/Opponent. Excited about Planning Commission decision. Reflects community desires and makes statement about what would like to see in Troutdale. Little to no R10 remained in the City and she favored an opportunity to increase R10; opportunity to take advantage of Mike Nelson of GSL to come up with classic first class development. She was impressed with Nelson and believed he would be flexible and would work with community towards needs. Council set the precedence for flexibility. Woodale where R10 to R7. The proposal by the Planning Commission wouldn't exclude that time flexibility. Mr Nelson eluded to classic neo-traditional development allowing for development. She didn't think the City should sell selves sort and give such high density to property that eliminates negotiating. Plead with Council to not delay process further; she stated it was a great plan and as Chair of the Citizens Advisory Committee and was excited. The Planning Commission did good job of studying the issues and making a statement to Council of what they would like to see happen. A business person would recognize that won't walk away with everything from bargaining table. Don't delay process worked on for two years. This proposal is an opportunity and make a statement to Nelson/GSL work within parameters and community citizens. We live here. R10 R7, R5 developments different sense of community in those areas. Allow landscaping, open areas, and quality development.

Planning Commission had made a recommendation as to appropriate use and hoped Council would recognize that. Very encouraged, keep in mind MPMU which allows flexibility. Developer able to change size of areas by 20% margin. Issue of Columbia Park, reiterated heading a Commission to develop Columbia Park and hasn't had opportunity to put development before group. It could be valuable resource to city. She didn't want to drag out the process any more.

David Ripma, 4220 S Troutdale Rd., President Troutdale Planning Commission. Ripma stated the Planning Commission had spent considerable time on the process and didn't see any plans from Nelson. He stated if any changes were considered he would insist there be definite plans. Ripma

would give it serious consideration before changing what had been done and would be changes on public comment. He was concerned since the project would be uniquely important in Troutdale since it would be the largest development in Troutdale for sometime. If the Plan was sent back to the Planning Commission a short timetable could be established for rapid tracking and he encouraged the developer to come forward now with plans.

Councilor Bui asked if Nelson had plans in yet?

Cline stated it was purely conceptual as far as he knew.

Ripma stated ordinarily not in favor of delay. To the extent it be limited in time since it was a very important project he would support it.

Councilor Thalhofer asked if he had the opportunity to read the Smith letter. He didn't realize problem on [Troutdale Rd.].

Ripma major proposal to control neo-traditional town plan. It could be a jewel for Troutdale. The letter addressed to Scott, came in today. Why is LCDC so.... it would be more helpful if it came earlier. Ripma stated there was no problem meeting the Metro Housing Rule, even with the Planning Commission adoption.

Postlewait, Walt - 1624 SE 28th Court, Troutdale. Member of Planning Commission. Encouraged approval of the Planning Commission recommendation. They had studied the project during the past 6 to seven years. The Planning Commission meeting went until 3:00 a.m. It did meet the housing requirements. To return this to the Planning Commission or the CAC and return with specific instructions [not capable to do that right now]. If there is a property owner with a plan to develop property would have wherewithal to do anything he wishes with that document. He encouraged that the Plan be accepted as is.

Councilor Wakeman asked about the 50% rule? Were they satisfied it wouldn't be thrown back? If so, who did that understanding come from?

Postlewait stated Scott Cline.

Mike Nelson, President GSL Homes, 2164 SW Park Place, Portland. 1:35 . Doesn't know if proponent/opponents. Best of all worlds would have been to start 6 months before prior to going through all this. As Ripma mentioned is based on neo-traditional concept. No plan etched in stone but starting to take shape. Can't give lots of specifics. Can Talk to theory on it. Not in blind rush for approval, expect no rubber stamp, proof case with consensus of people. Suggesting because still time to propose in proper forum to approach project in proper way. Difficult in suburban setting.lots same size, same prize range and tend to homogenize and keep in capsules. Built for automobile use. Link trails from neighborhood. Request to send to PC with as much time to march through process. Allow to create image rather than change zoning. There would be changes proposed because of concept itself.

.7: Council Questions.



Councilor Fowler asked Cline if existing plan [Cline, yes.] Existing/non-approved.

Cline: couldn't issue permit in General Commercial Zone, would be R7. LCDC hasn't approved because of draft response. Amending what will would just approve and would require going back through DLCD, which staff was trying to avoid.

Councilor Wakeman asked if there had been consideration of a Parkway going through the property?

Nelson: Yes. However, communication wasn't real clear with the State Highway Department but it they would plan it would be there and if not, they could work around that. Something below grade, large slope easements for other property.

Councilor Thalhofer: If approved as the Planning Commission forwarded it tonight, could you work with it and make some changes which allowed flexibility?

Nelson: Right.

Councilor Thalhofer and not have to change it?

Nelson: It would have to change since the heart of the project is town center hookup between residential and didn't want to develop commercial and have it half vacant because there weren't enough people. It would take a certain amount of people to make work. It had been researched though someone else.

Councilor Thalhofer: Commercial proposing. That would again be creating another commercial in Troutdale which has been tried without success in Troutdale. It was hoped that downtown could be rebuilt. He asked if Nelson had any thoughts on that? Is that counter productive to make that viable?

Nelson: Center have two separate uses. Grocery store, pharmacy - Shops which are really to move people into common area which adjoins shop area [sidewalk cafe, ice cream area to move into common area]. Not knowing what uses targeting for downtown area don't know - downtown has charm of Troutdale; new area heavily landscaped which draws commercial, summer band concerts - exciting.

5 MINUTE BREAK.

RECONVENED: 8:55 P.M.

.8: Rebuttal

.9: City Council Questions

.10: Recommendation by Staff

.11: City Council Questions

Councilor Wakeman: Housing rule how much study has staff done to see how much this proposal affected that rule?

Cline stated the City would still be in compliance on both accounts 50/50 split and within the 8%.

Councilor Thalhofer: If adopt PC recommendation, would Cline review how it would work if Nelson wanted to do this concept? He would apply for amendments, or...

Cline stated he couldn't really answer at this point.

.12: Close Public Hearing Process. 8:59 P.M.

**ITEM #5b. ORDINANCE: An Ordinance amending Comprehensive Land Use Plan and Plan Map [adopted by Ord. #478] removing the RMU [Regional Mixed Use] and adding a new MPMU [Master Planned Mixed Use] Land Use Plan Designation applicable to the Multnomah County Farm Study Area.**

Mayor Cox called this agenda item and read the ordinance by title.

Jennings stated reading of ordinance followed by motion or four criteria Cline gave regarding that item. Options on pg. 2 of Cline report.

a; Adoption of Ordinance approving the Planning Commission recommendation; b; modified; c; refer back to CAC; d; reject in entirety. Follow with 5b; 6b; 7b.

**MOTION: Councilor Thompson moved to pass and approve the recommendation of Planning Commission as the ordinance was written. Councilor Schmunk seconded the motion.**

**YEAS: 6**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhofer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #6b. ORDINANCE: An Ordinance amending the Comprehensive Land Use Plan Inventory [adopted by Ord. #492] Updating information pertaining to current development on portions of the Multnomah County Farm. First reading**

Mayor Cox called this agenda item and read the ordinance by title.

Cline stated he would need to clarify numbers prior to adoption and he would have the statistical information prepared and available for the second reading.

**MOTION: Councilor Schmunk moved to pass the ordinance with Cline dotting all t's and crossing i's. Councilor Thompson seconded the motion.**

**YEAS: 5**

**NAYS: 1 [Bui]**

**ABSTAINED: 0**

**Bui - Nay; Fowler - Yea; Schmunk - Yea; Thalhofer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM 7b. ORDINANCE: AN ORDINANCE AMENDING THE ZONING DISTRICT MAP [ADOPTED BY ORDINANCE NO. 491] FOR OPTIONS OF LAND IN THE MULTNOMAH COUNTY FARM STUDY AREA. First Reading**

Mayor Cox called this agenda item and read the ordinance by title.

**MOTION: Councilor Thompson moved to pass the ordinance as written. Councilor Fowler seconded the motion.**

**YEAS: 5**

**NAYS: 1 [Bui]**

**ABSTAINED:0**

**Bui - Nay; Fowler - Yea; Schmunk - Yea; Thalsofer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #8. RESOLUTION: Authorizing a Temporary Closure of NW 7th Street [Property Owner Request] to Minimize Dumping, Racing, and other Public Nuisances.**

Mayor Cox called this agenda item and read the resolution by title.

Galloway stated that the property served no useful purpose and did facilitate unlawful dumping and destruction of vegetation by off-road vehicles. Staff had completed an inspection of the property, and the Police Department had verified the property owners' concerns. The resolution was temporary [not to exceed two years] to be reviewed if further action was required.

**MOTION: Councilor Thalsofer moved to adopt resolution as written. Councilor Wakeman seconded the motion.**

**YEAS: 6**

**NAYS: 0**

**ABSTAINED: 0**

Christian stated an illegal dumping ordinance would be developed through a committee of which she was a member.

Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalsofer- Yea; Thompson - Yea; Wakeman - Yea

**ITEM #9. RESOLUTION: A resolution of the City of Troutdale, Multnomah County, Oregon, Calling a Special Election to submit to the Voters the Question of Contracting a General Obligation Bonded Indebtedness in the Amount of \$600,000 to Finance Parks, Including Capital Improvements and Land Acquisition, and to Pay all Costs Incidental Thereto.**

Mayor Cox called this agenda item and read the resolution by title.

Christian pointed out to Council that the statement of bond purpose had one word removed 'proposed'.

**MOTION: Councilor Bui moved to approve the resolution as written. Councilor Thompson seconded the motion.**

**YEAS: 6**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #10. RESOLUTION: Approving Consulting Agreement between the City and Economic and Engineering Services, Inc. for a Water Resources Master Plan.**

Mayor Cox called this agenda item and read the resolution by title.

Galloway reviewed the process staff had taken in selecting a firm. Staff recommendation was for Economic Engineering Services, Inc. He asked that they be used long term for water needs.

Councilor Wakeman asked if in situations like this, seemed open ended for hourly charge for driving. Can you get an estimate?

Galloway stated the agreement allows entering into services and negotiations for rates and scope of work involved. The Budget included \$40,000 in 92-93 for this purpose. It wouldn't be his intention to come back for each individual scope of work to perform for authorization.

Councilor Fowler: One time largest capacity of wells of any city - has that changed?

Galloway wasn't prepared to comment on the capacity, but wasn't aware of any change recently. Christian stated other cities that had worked with similar studies. The two local companies were well established and had a good reputation in field. It was necessary that someone be able to act in a long term relationship rather than to educate itself each time a project was required. Technical requirements of hydrology studies are long term which are required to be done and maintained.

Councilor Schmunk stated this could be mandated by other regulatory agencies. The firm would be on board and know the City systems.

**MOTION: Councilor Bui moved to approve the agreement for the resolution as written. Councilor Fowler seconded the motion.**

**YEAS: 6**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #11. APPOINTMENT: Planning Commission Vacancy.**

Mayor Cox called this agenda item. The selection committee had recommended alternates on this committee and Shirley Prickett had been contacted.

**MOTION: Councilor Schmunk moved to approve the appointment of Shirley Prickett. Councilor Thompson seconded the motion.**

**YEAS: 5**

**NAYS: 1 [Bui]**

**ABSTAINED: 0**

**Bui - Nay; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #12. BID ACCEPTANCE/REJECTION: Tax Lot 129, Section 25, T1N, R3E, W.M. [west side of Jackson Park Road, approximately 550' south of the Historic Columbia River Hwy.]**

Mayor Cox called this agenda item.

Councilor Wakeman asked the bid amount?

Cline stated \$1,200 and 10% had been presented at the time of the bid.

**MOTION: Councilor Thompson moved to approve the resolution as written. Councilor Fowler seconded the motion.**

**YEAS: 6**

**NAYS: 0**

**ABSTAINED: 0**

**Bui - Yea; Fowler - Yea; Schmunk - Yea; Thalhoffer - Yea; Thompson - Yea; Wakeman - Yea**

**ITEM #13. COUNCIL CONCERNS AND INITIATIVES**

Councilor Thompson was in receipt of letter from RGC and was done with the work. Their recommendation, by all members of RGC, was to support the Charter as drafted. It would be on the November ballot. Rena's proposal, as well as the RGC recommendation. He asked that Council send out the message to support the campaign passage of Charter by RGC.

Councilor Wakeman: apologized to citizens and Council for lack of recent attendance. Out of town on regular basis. Should be able to attend regularly now.

Councilor Bui discussed a letter from Stewarts regarding problems with Multnomah County Regulatory - Paragon. He had attended a meeting of the Multnomah Cable Regulatory relating to consolidation and what should happen to Multnomah Cable and what should happen to its activities. The documents couldn't be approved until everyone had opportunity to comment. Action taken was more that what the Gresham Mayor proposed. He would keep the Council informed as issues were addressed and needed attention by the City. He would also be reporting on Gresham Fire Task Force.

**ITEM #14. ADJOURNMENT.**

**MOTION: Councilor Schmunk moved to adjourn. Councilor Wakeman seconded the motion.**

**YEAS: 6**

**NAYS: 0**  
**ABSTAINED: 0**

The meeting was adjourned at 9:20 p.m.

Sam K. Cox, Mayor

Dated: \_\_\_\_\_

ATTEST:

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Valerie J. Raglione, CMC

City Recorder

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